



# INDIANA STATE BOARD OF EDUCATION

**To:** Indiana State Board of Education  
**From:** Timothy Schultz, General Counsel  
**Date:** September 7, 2016  
**RE:** Rule Readoptions

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**OVERVIEW:** When the Indiana State Board of Education (“Board”) adopts rules pursuant to the regular rulemaking process, they are effective for seven (7) years unless the Board submits a request to the Legislative Services Agency to readopt the rules for another seven (7) years. The rule readoption process includes:

- Each year the Legislative Services Agency sends Board staff a list of Board rules set to expire the following year;
- Board staff then review the rules set to expire to determine if they should be readopted or let to expire, and provides a recommendation to the Board;
- The Board votes to approve a list of those rules it wants to readopt and staff publishes this list;
- A 35 day waiting period is triggered for public comment;
- The rules come back to the Board for final approval, after considering public comments (comments are rare).
- Board staff files a Final Notice of Readoption with LSA and the rules are readopted.

The list of rules set to expire this coming January and staff recommendations are as follows:

## **Title 511: Indiana State Board of Education**

- 511 IAC 1-9-2
  - Article 1 - ADMINISTRATION; INFORMATION COLLECTION PROCESSING; SCHOOL FINANCE; GENERAL PROVISIONS
  - Rule 9 – Alternative Education Grant Program
  - Section 2 - Eligibility for funding
- 511 IAC 7-37-1
  - Article 7 - SPECIAL EDUCATION
  - Rule 37 – Procedural Safeguards
  - Section 1 - Notice of procedural safeguards
- 511 IAC 8-2
  - Article 8 - VOCATIONAL EDUCATION
  - Rule 2 – General Criteria

SBOE staff recommends readopting all of the above rules set to expire in 2017.

**Title 515: Advisory Board of the Division of Professional Standards**

- 515 IAC 1-1-96
  - Article 1 - TEACHER TRAINING AND LICENSING: BEGINNING RESIDENCY AND LICENSE RENEWAL
  - Rule 1 – Definitions
  - Section 96 – Definitions
- 515 IAC 1-5
  - Article 1 - TEACHER TRAINING AND LICENSING: BEGINNING RESIDENCY AND LICENSE RENEWAL
  - Rule 5 – Beginning Teacher Residency Program
- 515 IAC 1-6
  - Article 1 - ACHIEVEMENT TESTS
  - Rule 6 – Transition to Teaching Requirements on Approved Programs
- 515 IAC 1-7
  - Article 1 - ACHIEVEMENT TESTS
  - Rule 7 – Renewal of Licenses
- 515 IAC 3-1-1
  - Article 3 - PERFORMANCE-BASED PROCESS FOR ACCREDITATION OF TEACHER PREPARATION PROGRAMS
  - Rule 1 – Preparation and Testing of Educators
  - Section 1 - Approval of programs preparing educators
- 515 IAC 3-1-3
  - Article 3 - PERFORMANCE-BASED PROCESS FOR ACCREDITATION OF TEACHER PREPARATION PROGRAMS
  - Rule 1 – Preparation and Testing of Educators
  - Section 3 - Approved program assessment system
- 515 IAC 4-2-1
  - Article 4 - PROFESSIONAL EDUCATOR LICENSE TEACHERS
  - Rule 2 – Proficient Practitioner
  - Section 1 - Proficient practitioner license
- 515 IAC 4-2-2
  - Article 4 - PROFESSIONAL EDUCATOR LICENSE TEACHERS
  - Rule 2 – Proficient Practitioner
  - Section 2 - License application

- 515 IAC 4-2-19
  - Article 4 - PROFESSIONAL EDUCATOR LICENSE TEACHERS
  - Rule 2 – Proficient Practitioner
  - Section 19 - Proficient practitioner license; expiration
  
- 515 IAC 5-1
  - Article 5 - SUBSTITUTE TEACHER'S PERMIT
  - Rule 1 – Substitute Permits
  
- 515 IAC 8-1
  - Article 8 - INITIAL PRACTITIONER AND OTHER LICENSES
  - Rule 1 – General Provisions
  
- 515 IAC 8-2
  - Article 8 - INITIAL PRACTITIONER AND OTHER LICENSES
  - Rule 2 – Teacher Proficiency Examination
  
- 515 IAC 9-1
  - Article 9 - ISSUANCE AND REVOCATION OF VARIOUS LICENSES AND PERMITS
  - Rule 1 – General Provisions
  
- 515 IAC 10-1
  - Article 10 - WORKPLACE SPECIALIST LICENSES REQUIREMENTS
  - Rule 1 – Requirements and Procedures for the Issuance of Workplace Specialist Licenses
  
- 515 IAC 12-1-1
  - Article 12 - ACCOMPLISHED PRACTITIONER LICENSE
  - Rule 1 – Accomplished Practitioner License
  - Section 1 - Accomplished practitioner license

SBOE staff recommends allowing all of the above rules expire in 2017. All relevant and necessary content originally contained in Title 515 (Advisory Board of the Division of Professional Standards) has been adopted under Title 511 (the administrative title containing the State Board's administrative rules).

The full text of these rules can be found at [http://www.in.gov/legislative/iac/iac\\_title](http://www.in.gov/legislative/iac/iac_title).